

HOUSE BILL No. 1406

DIGEST OF INTRODUCED BILL

Citations Affected: IC 12-7-2-26; IC 12-29-2.2.

Synopsis: Gary mental health center board. Provides for the appointment of the 15 members of the governing board of a community mental health center located in Gary, Indiana. Provides for other details of membership on the governing board. Terminates the term of office of current members of the governing board of the Gary community mental health center, effective January 1, 2000.

Effective: Upon passage; January 1, 2000.

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January 12, 1999, read first time and referred to Committee on Public Health.



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Introduced

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

HOUSE BILL No. 1406

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 12-7-2-26 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JANUARY 1, 2000]: Sec. 26. "Center", for
3 purposes of IC 12-26 **and IC 12-29-2.2**, means a community mental
4 health center.

5 SECTION 2. IC 12-29-2.2 IS ADDED TO THE INDIANA CODE
6 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
7 JANUARY 1, 2000]:

8 **Chapter 2.2. Governing Board of Gary Community Mental**
9 **Health Center**

10 **Sec. 1. (a) This chapter applies to a center that is located in a**
11 **city having a population of more than one hundred ten thousand**
12 **(110,000) but less than one hundred twenty thousand (120,000).**

13 **(b) This chapter does not apply to a center operated by an**
14 **agency of the United States.**

15 **Sec. 2. (a) For each center there is a governing board. The**
16 **governing board is responsible for the overall operation of the**
17 **center.**

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IN 1406—LS 6302/DI 77+



(b) Except as provided in this chapter, a governing board operates and is organized as provided in the documents establishing the center.

Sec. 3. (a) The governing board of a center consists of fifteen (15) members.

(b) Each member of the governing board must have experience or knowledge in finance, business administration, or social services.

Sec. 4. Subject to this chapter, the members of the governing board are appointed as follows:

(1) The county commissioner who represents the district where the center is located shall appoint one (1) resident of the area served by the center to serve as a member.

(2) The county council of the county in which the center is located shall appoint one (1) resident of the area served by the center to serve as a member.

(3) The circuit court judge of the county in which the center is located shall appoint two (2) residents of the area served by the center as members.

(4) The county director of the county in which the center is located shall appoint one (1) resident of the area served by the center as a member.

(5) The trustee of the largest township that is served by the center shall appoint two (2) residents of the area served by the center as members.

(6) The mayor of the largest municipality served by the center shall appoint three (3) residents of the area served by the center as members.

(7) The school board of the largest school corporation served by the center shall appoint one (1) resident of the area served by the center as a member.

(8) The governing board of the largest hospital served by the center shall appoint one (1) resident of the area served by the center as a member.

(9) The city council or town board of the largest municipality served by the center shall appoint three (3) residents of the area served by the center as members.

Sec. 5. (a) The term of an individual appointed as a member of the governing board begins on the later of the following:

(1) The day the term of the member whom the individual is appointed to succeed expires.

(2) The day the individual is appointed.

(b) The term of a member of the governing board expires



January 1 of the fourth year after the member's current term began.

(c) Subject to section 6 of this chapter, a member of the governing board may be reappointed to a new term. A member reappointed under this subsection is the member's own successor for purposes of subsection (a).

Sec. 6. An individual may not serve on the governing board of a center for more than eight (8) years in any nine (9) year period.

Sec. 7. The appointing authority of a member shall appoint an individual qualified under this chapter to fill a vacancy of a member for the remainder of the member's unexpired term.

SECTION 3. [EFFECTIVE UPON PASSAGE] (a) This SECTION applies only to the governing board of a member's community mental health center described by IC 12-29-2.2, as added by this act.

(b) As used in this SECTION, "center" refers to a community mental health center (as defined in IC 12-7-2-38).

(c) Notwithstanding any other law, the term of office of a member of the governing board of a center who is a member of the governing board on December 31, 1999, expires January 1, 2000.

(d) Before January 1, 2000, an appointing authority listed under IC 12-29-2.2-4, as added by this act, shall appoint for each center the members of the governing board that the appointing authority is authorized to appoint. Each member appointed to the governing board must have experience or knowledge in finance, business administration, or social services. Notwithstanding IC 12-29-2.2-5, as added by this act, the terms of the members of the governing board of each center appointed under this subsection expire as follows:

(1) The term of the member appointed by the county commissioner expires January 1, 2002.

(2) The term of the member appointed by the county council expires January 1, 2003.

(3) The terms of the members appointed by the circuit court judge expire as follows:

(A) One (1) term expires January 1, 2002.

(B) One (1) term expires January 1, 2004.

(4) The term of the member appointed by the county director expires January 1, 2003.

(5) The terms of the members appointed by the trustee expire as follows:

(A) One (1) term expires January 1, 2002.



- 1 **(B) One (1) term expires January 1, 2004.**
2 **(6) The terms of the members appointed by the mayor expire**
3 **as follows:**
4 **(A) One (1) term expires January 1, 2002.**
5 **(B) One (1) term expires January 1, 2003.**
6 **(C) One (1) term expires January 1, 2004.**
7 **(7) The term of the member appointed by the school board**
8 **expires January 1, 2003.**
9 **(8) The term of the member appointed by the governing board**
10 **of the hospital expires January 1, 2004.**
11 **(9) The terms of the members appointed by the city council or**
12 **town board expire as follows:**
13 **(A) One (1) term expires January 1, 2002.**
14 **(B) One (1) term expires January 1, 2003.**
15 **(C) One (1) term expires January 1, 2004.**
16 **(e) This SECTION expires January 1, 2004.**
17 **SECTION 4. An emergency is declared for this act.**

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